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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

In the Matter of the Reinstatement of the License of	:	
	:	Administrative Action
LEWIS M. IRVING, JR., D.M.D.	:	
License No. DI 16344	:	ORDER OF
	:	REINSTATEMENT
To Practice Dentistry	:	
in the State of New Jersey	:	

CERTIFIED TRUE COPY

This matter was opened to the New Jersey Board of Dentistry on the application of Lewis M. Irving, Jr., D.M.D. ("respondent") seeking reinstatement of his license to practice dentistry in this State. Respondent's license was revoked by the Board on March 6, 1997 following his conviction for theft by deception related to Medicaid, a second degree crime. Pursuant to the terms of the Consent Order revoking his license, respondent was not permitted to apply for reinstatement for a period of not less than six months following entry of the order.

In January 1999 respondent, through his counsel Pamela Mandel, asked the Board to reinstate his license. In support of the application, respondent provided proof of completion of the Intensive Supervision Program into which he had been admitted following his conviction and proof of reinstatement of licensure in Pennsylvania. Respondent's counsel represented that he had paid restitution and penalties at the time he was sentenced in 1996.

Respondent appeared before the Board on May 5, 1999. He discussed the details of his conviction as well as the procedures in his office related to submission of Medicaid claims. Respondent further discussed his personal circumstances and the hardship associated from being out of practice since December 1995 when issues related to his billing practices were first raised.

In light of all information presented, including respondent's testimony, the Board has determined that respondent had shown sufficient evidence of his rehabilitation. The Board finds that allowing respondent to return to practice with the conditions set forth in this order is consistent with and protective of the public interest.

THEREFORE, IT IS ON THIS 29th DAY OF SEPTEMBER, 1999

ORDERED:

1. The license of Lewis M. Irving, Jr., D.M.D., is reinstated effective May 24, 1999. Dr. Irving shall pay fees in the amount of \$300.00, reflecting a reinstatement fee of \$200 and the biennial licensing fee of \$100.

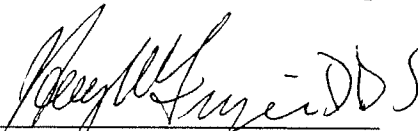
2. Random and unannounced audits of respondent's patients' records and billing records may be conducted by the Board's designees at the Board's discretion and at the expense of the respondent for a period of two years from the date of the entry of this order. On demand made, respondent shall immediately make available all records necessary to conduct the audit as determined by the Board or its designees. The cost of each such audit shall be based on the standard hourly rate for the Board's investigators

prevailing at the time of the audit and shall be due and payable within thirty (30) days of the respondent's receipt of a statement of such costs from the Executive Director of the Board setting forth the hourly rate and the total hours for the audit.

3. Respondent shall be required to demonstrate proof of completion of forty hours of continuing education credits at the time of the biennial renewal on or about October 31, 1999. Such proofs shall be submitted to Agnes M. Clarke, Executive Director, New Jersey Board of Dentistry, P.O. Box 45005, Newark, New jersey 07101 not later than November 15, 1999,

State Board of Dentistry

By:


Henry Finger, D.D.S.
President